

Senate Bill 382

By: Senators Buckner of the 44th, Brown of the 26th, Golden of the 8th, Seay of the 34th,
Tate of the 38th and others

A BILL TO BE ENTITLED

AN ACT

1 To amend Code Section 21-5-34.1 of the Official Code of Georgia Annotated, relating to
2 filing campaign contribution disclosure reports electronically, so as to provide for situations
3 where due to a technical or electronic equipment failure a disclosure report is not timely
4 filed; to amend Code Section 21-5-50 of the Official Code of Georgia Annotated, relating
5 to filing financial disclosure statements by public officers, filing by candidates for public
6 office, filing by elected officials and members of the General Assembly, electronic filing, and
7 transfer of filings from the Secretary of State to the State Ethics Commission, so as to
8 provide for situations where due to a technical or electronic equipment failure a financial
9 disclosure statement is not timely filed; to provide for related matters; to repeal conflicting
10 laws; and for other purposes.

11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

12 **SECTION 1.**

13 Code Section 21-5-34.1 of the Official Code of Georgia Annotated, relating to filing
14 campaign contribution disclosure reports electronically, is amended by revising subsection
15 (e) as follows:

16 "(e) The electronic filing of any campaign contribution disclosure report required under
17 this article shall constitute an affirmation that the report is true, complete, and correct.
18 When an electronically filed campaign contribution disclosure report is not timely filed due
19 to a technical or electronic equipment failure, no fine or punishment of any type shall be
20 imposed against the candidate or any person required to file such report, provided that,
21 immediately following detection of such problem, the problem is reported and corrected.
22 In addition, when information of technical or equipment failure preventing timely filing of
23 a campaign contribution disclosure report is known to the commission, the commission
24 shall post on the candidate's section of the commission's website that a technical error
25 occurred that prevents timely disclosure."

26 **SECTION 2.**

27 Code Section 21-5-50 of the Official Code of Georgia Annotated, relating to filing financial
28 disclosure statements by public officers, filing by candidates for public office, filing by
29 elected officials and members of the General Assembly, electronic filing, and transfer of
30 filings from the Secretary of State to the State Ethics Commission, is amended by revising
31 subsection (e) as follows:

32 "(e) The electronic filing of any financial disclosure statement required under this article
33 shall constitute an affirmation that the statement is true, complete, and correct. When an
34 electronically filed financial disclosure statement is not timely filed due to a technical or
35 electronic equipment failure, no fine or punishment of any type shall be imposed against
36 the candidate or any person required to file such statement, provided that, immediately
37 following detection of such problem, the problem is reported and corrected. In addition,
38 when information of technical or equipment failure preventing timely filing of a financial
39 disclosure statement is known to the commission, the commission shall post on the
40 candidate's section of the commission's website that a technical error occurred that prevents
41 timely disclosure."

42 **SECTION 3.**

43 All laws and parts of laws in conflict with this Act are repealed.